

Robert Csech  
 Name P.O. Box 7000  
Carson City, NV  
89702  
 Prison Number 51121

UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA

Robert Csech  
 Plaintiff,  
 vs.  
James Dzurenda  
Warden Isidro Baca  
 Defendant(s).

CASE NO. \_\_\_\_\_  
 (To be supplied by the Clerk)

CIVIL RIGHTS COMPLAINT  
 PURSUANT TO  
 42 U.S.C. § 1983

"Exception Rule"  
 Williams vs. Paramo 775 F3d 1182

A. JURISDICTION

- 1) This complaint alleges that the civil rights of Plaintiff, Robert Csech,  
 (Print Plaintiff's name)  
 who presently resides at Carson City, NV, were  
 violated by the actions of the below named individuals which were directed against  
 Plaintiff at Northern Nevada Correctional Center on the following dates  
 (institution/city where violation occurred)  
 Since April 5, 2019, \_\_\_\_\_, and \_\_\_\_\_  
 (Count I) (Count II) (Count III)

Make a copy of this page to provide the below  
information if you are naming more than five (5) defendants

2) Defendant Isidro Baca resides at place of business 1721 E Snyder Ave Carson City, NV  
(full name of first defendant) (address if first defendant)  
and is employed as warden. This defendant is sued in his/her  
↓ (defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: \_\_\_\_\_

3) Defendant James Dzuronda resides at 5500 Snyder Ave Bldg 17 Carson City, NV  
(full name of first defendant) (address if first defendant)  
and is employed as Director. This defendant is sued in his/her  
↓ (defendant's position and title, if any)  
☒ individual ☐ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: \_\_\_\_\_

4) Defendant \_\_\_\_\_ resides at \_\_\_\_\_  
(full name of first defendant) (address if first defendant)  
and is employed as \_\_\_\_\_. This defendant is sued in his/her  
(defendant's position and title, if any)  
\_\_\_\_ individual \_\_\_\_ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: \_\_\_\_\_

5) Defendant \_\_\_\_\_ resides at \_\_\_\_\_  
(full name of first defendant) (address if first defendant)  
and is employed as \_\_\_\_\_. This defendant is sued in his/her  
(defendant's position and title, if any)  
\_\_\_\_ individual \_\_\_\_ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: \_\_\_\_\_

6) Defendant \_\_\_\_\_ resides at \_\_\_\_\_,  
 (full name of first defendant) (address if first defendant)  
 and is employed as \_\_\_\_\_. This defendant is sued in his/her  
 (defendant's position and title, if any)  
 \_\_\_\_\_ individual \_\_\_\_\_ official capacity. (Check one or both). Explain how this defendant was  
 acting  
 under color of law: \_\_\_\_\_

7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343 (a)(3) and 42 U.S.C. § 1983. If you wish to assert jurisdiction under different or additional statutes, list them below.

8th Amendment Torture Maliciously, intentionally  
 Imminent Danger Exception Rule Williams vs. Paramo 775 F.3d 1182

#### B. NATURE OF THE CASE

1) Briefly state the background of your case.

Have not been allowed to seek, obtain  
 Medical Attention - Treatment  
 Since Substantial bodily harm was  
 inflicted - done!

And the Director had personally, previously  
 Concurred about I Plaintiff having  
 Brain Damage - Injury yet the Director in  
 Actual knowledge James Dzura in cooperation with  
 Warden ~~as~~ Supervisor and Failed to Remedy  
 Baca to Further Allow Brain Damage - injury on  
 April 5, 2019 and since April 5, 2019

#### C. CAUSE OF ACTION

## C. CAUSE OF ACTION

## COUNT I

The following rights have been violated: 8th Amendment

denial of Any and All Access to medical intentionally,  
maliciously ~~with~~ since both Defendants were personally knowing!

Supporting Fact: [ Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights ].

I the plaintiff have been unable to  
Request, seek, or obtain much needed  
Access to Medical Attention - Treatment  
of Strangulation by Correctional officer April 5, 2019  
Since was Threatened by Sgt with  
"Present" Warden Isidro Baca, I have and  
do Suffer Substantial bodily harm Arm, Legs  
movement loss and loss of eyes further Brain damage!  
"Was Threatened no more paperwork" You know what I mean  
over and over! Therefore I unable to medical Attention  
due to Threats of medical on April 5, 2019!

James Dzurenda since May 2016 has Specifically been  
Aware of Brain Damage - Injury of I Plaintiff  
yet James Dzurenda has Failed to Correct with Warden  
Isidro Baca and James Dzurenda has been also  
therefore, Gross Negligent in Supervising Warden Isidro Baca!!



**COUNT III**

The following civil rights has been violated: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

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**D. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF**

- 1) Have you filed other actions in state or federal courts involving the **same or similar facts** as involved in this action? \_\_\_\_ Yes ☒ No. If your answer is "Yes", describe each lawsuit. (If more than one, describe the others on an additional page following the below

outline).

- a) Defendants: Sorry, I don't remember her
- b) Name of court and docket number: \_\_\_\_\_
- c) Disposition (for example, was the case dismissed, appealed or is it still pending?):  
\_\_\_\_\_
- d) Issues raised: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

- 2) Have you filed an action in federal court that was **dismissed because it was determined to be frivolous, malicious, or failed to state a claim upon which relief could be granted?**  
✓ Yes \_\_\_ No. If your answer is "Yes", describe each lawsuit. (If you had more than three actions dismissed based on the above reasons, describe the others on an additional page following the below outline.)

Lawsuit #1 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: Sorry, I don't remember her
- b) Name of court and case number: \_\_\_\_\_
- c) The case was dismissed because it was found to be (check one): \_\_\_ frivolous  
\_\_\_ malicious or \_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: \_\_\_\_\_  
\_\_\_\_\_
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

Lawsuit #2 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: \_\_\_\_\_
- b) Name of court and case number: \_\_\_\_\_

- c) The case was dismissed because it was found to be (check one): \_\_\_\_\_ frivolous  
 \_\_\_\_\_ malicious or \_\_\_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: \_\_\_\_\_  
 \_\_\_\_\_
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

Lawsuit #3 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: Sorry, I don't remember
- b) Name of court and case number: \_\_\_\_\_
- c) The case was dismissed because it was found to be (check one): \_\_\_\_\_ frivolous  
 \_\_\_\_\_ malicious or \_\_\_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: \_\_\_\_\_  
 \_\_\_\_\_
- e) Approximate date it was filed: \_\_\_\_\_
- f) Approximate date of disposition: \_\_\_\_\_

- 3) Have you attempted to resolve the dispute stated in this action by seeking relief from the proper administrative officials, e.g., have you exhausted available administrative grievance procedures? \_\_\_\_ Yes ☒ No. If your answer is "No", did you not attempt administrative relief because the dispute involved the validity of a: (1) \_\_\_\_ disciplinary hearing; (2) \_\_\_\_ state or federal court decision; (3) \_\_\_\_ state or federal law or regulation; (4) \_\_\_\_ parole board decision; or (5) \_\_\_\_ other because was Threatened and No More

If your answer is "Yes", provide the following information. Grievance Number \_\_\_\_\_

Date and institution where grievance was filed \_\_\_\_\_

Response to grievance: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_



" Strangulation is a Crime NRS 200.481(8:1)  
Warden Baca was and is completely aware in his presence "

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**E. REQUEST FOR RELIEF**

I believe that I am entitled to the following relief:

Warden Isidro Baca \$ 1.5 million Compensatory damages  
\$ 1.8 million punitive damages  
Director James Dzorenda \$ 1.5 million Compensatory damages  
\$ 1.8 million punitive damages

" May this Honorable U.S. Dist Court hold Defendants  
Liable, Responsible. "

I understand that a false statement or answer to any question in this complaint will subject me to penalties of perjury. **I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT.** See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.

Respectfully, R. Sech

(Name of Person who prepared or helped  
prepare this complaint if not Plaintiff)

(Signature of Plaintiff)

April 23, 2019

(Date)

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(Additional space if needed; identify what is being continued)

Please for this Honorable U.S. Dist Court order  
a in Court - Fair hearing as soon as able!

Robert Csech 511<sup>M</sup>

(Name / Number)

Northern Nevada Correctional Center  
Post Office Box 7000  
Carson City, NV 89702

Petitioner, In Proper Person

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

Robert Csech

Petitioner,

vs. Warden Isidro Baca  
Director James Dzurenda

Respondent.

Case No.: \_\_\_\_\_

Temporary Restraining order,  
Injunctive Relief in Danger

COMES NOW, Robert Csech, Petitioner, in his proper person, and submits the instant Injunctive relief, restraining order in the above-entitled action.

The instant Motion is based on all applicable rules of this Court, all papers and pleadings on file herein, as well as the following Memorandum of Points and Authorities.

Respectfully submitted this April day of 23, 2018.9

Respectfully,

Robert Csech

Petitioner, In Proper Person

Exhibit A is also  
Attached for convenience  
of this Honorable Court.

2 of 34

MEMORANDUM OF POINTS AND AUTHORITIES

James Dzurenda" The Departments Failure to investigate or Correct Constitutional Violation Supports the Dist. Court's finding that there was a Policy or Custom that led to violation: *Gomez vs. Vernon* 255 F3d 1118 (9th Cir) He never did remedy the wrong since he personally knew. And therefore also Grossly Negligent in Supervising Warden Isidro Baca.

Isidro Baca Was Present during Strangulation - requiring "a Serious Medical Need yet Warden Isidro Baca approving of No More Kite Request - Access to Medical Personnel by I Plaintiff Since April 5, 2019 " that I am Severely Suffering! *Farmer vs. Bronnan* 114 S Ct 470 I am Suffering Substantial bodily harm! *Estelle Gamble* 47 S Ct 97 Strangulation is defined as Nevada Statute 200.481(8): I Plaintiff have Lost Much movement of Arm, legs and proper breathing ability and also have lost some Eyesight!!

Warden Isidro Baca directly has and is Allowing this

Since he Participated present with Sgt on April 5, 2019! " Therefore I Plaintiff have NO Access to Medical due to Warden Baca in Need No type of Needed Treatment I been able to obtain!!

Maliciously *Hudson vs. McMillian* 112 S Ct 995

Imminent Danger *Williams vs. Pardo* 775 F3d 1182

And PLRA Exception *Ross vs. Blake* 136 F3d 1830

The Sgt with Warden Baca present stated "No more Paperwork no more You know what I mean!! as Threat!!

30 of 34

## Imminent Danger

On April 5, 2019 Warden Isidro Baca was Present when Sgt Tolotti directly Told I the Plaintiff "No More Kites," "No More Paperwork, You know what I mean" he stated to I Plaintiff!

A Kite is Form 2500 Used to Request Medical Attention - Healthcare!

Therefore also on April 5, 2019 I the Plaintiff Suffered from Strangulation by a Correction Officer Cutting off approx 50%-60% of Air Supply and Causing Brain Damage !!

I the Plaintiff am Unable Request Seek Medical Attention that I desperately Need have Needed - Do Need due to being directly told - Threatened "No More Kites"

in the Presence of Warden Isidro Baca over and over while I was Strangled, Severely Suffering !!

The Pressure at the Base of my Brain against Skull (Swelling) and the upper Side of my Left Face has been Great Bodily Harm intentional and Remains I'm still Severely Suffering from Effects !!

# Inninent Danger

Again I'm unable I desperately say to Request  
 Seek Medical Attention Primarily due to  
 Warden Isidro Baca of April 5, 2019  
 He is the one Under Director James Dzurenda  
 of the execution of All Polices and enforcement  
 of All regulations Portaining to Care of offenders  
 Nevada R Statute 209.161

Director James Dzurenda is Responsible of and for  
 Warden Isidro Baca and to Super vise the Administration  
 of All institutions and to protect the Care of  
 All offenders in Cooperation with Warden Isidro Baca  
 Nevada R Statute 209.131

" In May 2016 Director Dzurenda on behalf of  
 ms. Ronda Larsen had Specifically Concurred with  
 I the Plaintiff Regarding Brain Injury !! "  
 I the Plaintiff indeed have Documented Proof !  
 However Director James Dzurenda has Failed to  
 protect and Care intentionally and has Allowed  
 Baca to be present April 5, 2019 with Correctional Officer Haine  
 to cause Great bodily Harm - Brain damage !!  
 " That I since been unable to Request, seek, obtain Medical Attention  
 Treatment since day of Strangulation !! "

Dated this April day of 23, 2019

Respectfully,

Mat this Honorable Court please  
 Grant Restaining order and

By: Research Smith  
 Plaintiff

Injuctive Relief for Healthcare  
 by Independent medical Personnel Access  
 and a Hearing there at U.S. Dist Court  
 of Rule 65 Fed civ Rule Proc Thank you !

please Read  
All Below

# EXHIBIT A

✓ I Plaintiff was in procedure  
which was proper as Ronda Larsen  
Answered on behalf of James Dzwenka .

I Plaintiff do not seek amount of Remedy  
of this Exhibit A # 20063019187

by this Honorable U.S. District Court

however, this Exhibit A is to show  
and prove that Director James Dzwenka  
Failed to Act and Failed to Supervise Warden Isidro Baca  
about Brain Injury of I Plaintiff  
therefore James Dzwenka Allowed Isidro Baca as  
Participant to further knowingly Damage Plaintiff  
Brain !!

Board of State  
Prison Commissioners

BRIAN SANDOVAL  
Governor  
ADAM LAXALT  
Attorney General  
BARBARA CEGAVSKE  
Secretary of State



STATE OF NEVADA  
DEPARTMENT OF CORRECTIONS



Northern Administration  
P.O. Box 7011, Carson City, NV 89702  
Phone: (775) 887-3367 - Fax: (775) 887-3253

Southern Administration  
3955 W. Russell Rd., Las Vegas, NV 89118  
Phone: (702) 486-9938 - Fax: (702) 486-9961

BRIAN SANDOVAL  
Governor

James Dzurenda  
Director

May 19, 2016

NNCC

Robert Csech #51121

Your letter to Governor Brian Sandoval dated 4/5/16 was received and referred to the Nevada Department of Corrections for response.

Director Dzurenda received your correspondence and asked me to respond.

These issues are already being address in the grievance procedure when you filed grievance numbers 20062964922 and 20063019187; which is the proper procedure following Administrative Regulation 740. *that's m*

Grievance number 20062964922 second level was answered 12/18/14.

Informal grievance number 20063019187 was answered 3/23/16.

Sincerely,

Ronda Larsen, PO1  
Family Services

Cc: Governor Brian Sandoval